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Supreme Court, U.S.
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No.

IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1998

FRIENDS OF THE EARTH, et al.,
Petitioners,

v.

LAIDLAW ENVIRONMENTAL SERVICES (TOC), INC.,
Respondent.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit

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SUPPLEMENTAL APPENDIX TO PETITION FOR A WRIT OF CERTIORARI

Bruce J. Terris*
Carolyn Smith Pravlik
Kathleen L. Millian
TERRIS, PRAVLIK & MILLIAN, LLP
1121 12th Street, N.W.
Washington, D.C. 20005
(202) 682-2100

*Counsel of Record

James S. Chandler, Jr.
SOUTH CAROLINA ENVIRONMENTAL LAW PROJECT
P.O. Box 279
Pawleys Island, S.C. 29585
(843) 527-0078

Counsel for Petitioners

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

Friends of the Earth, Inc.; Citizens Local Environmental Action Network, Inc.; and Sierra Club,

Plaintiffs, **JUDGMENT**

v. C/A No. 3:92-1697-17

Laidlaw Environmental Services (TOC), Inc.

Defendant.

This action came to trial without a jury before the court, the Honorable Joseph F. Anderson, Jr., District Judge, presiding. The issues having been duly heard, and the court's Findings of Facts and Conclusions of Law having been duly rendered by order filed January 22, 1997,

IT IS ORDERED AND ADJUDGED that this court has jurisdiction over the defendant Laidlaw Environmental Services (TOC), Inc.'s violations of the mercury discharge limitation and the violations of the monitoring and reporting requirements of its NPDES permit, and the Clean Water Act 33 USC § 1365.

IT IS FURTHER ORDERED AND ADJUDGED that the defendant, Laidlaw Environmental Services (TOC), Inc. is assessed a civil penalty in the amount of Four Hundred

Five Thousand and Eight Hundred and no/100 ($405,800.00) Dollars. Post judgment interest shall accrue at the rate of 5.61%.

Further, the court having duly heard and granted in part on June 27, 1995, defendant Laidlaw Environmental Services (TOC), Inc.'s motion for summary judgment,

IT IS ORDERED AND ADJUDGED that partial summary judgment is entered for the defendant Laidlaw Environmental Services (TOC), Inc. as to the plaintiff's allegations of effluent discharge violations other than mercury.

LARRY W. PROPES, CLERK

January 22, 1997
Columbia, South Carolina By:_____
Gail Hayden, Deputy Clerk

SO APPROVED:

_____
Joseph F. Anderson, Jr.
United States District Judge